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6 **UNITED STATES DISTRICT COURT**  
7 **WESTERN DISTRICT OF WASHINGTON**  
8 **AT SEATTLE**

9 UNITED STATES OF AMERICA,

NO. WDWA-MJ13-364

10 Plaintiff,

D. AK 13-79

11 v.

DETENTION ORDER

12 JOSEPH E. IRVING,

13 Defendant.  
14

15 Offense charged:

16 Count 1: Conspiracy to Distribute Controlled Substances, in violation of 21  
17 U.S.C. §§ 841(a)(1), 841(b)(1)(A) and 846.

18 Count 2: Money Laundering in violation of 18 U.S.C. §1956(h)

19 Date of Detention Hearing: July 26, 2013

20 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
21 based upon the factual findings and statement of reasons for detention hereafter set forth, finds:

22 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

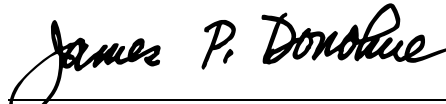
- 23 (1) Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that  
24 defendant is a flight risk and a danger to the community based on the nature of  
25 the pending charges. Application of the presumption is appropriate in this case.  
26 (2) Defendant has a lengthy criminal record.

- 1 (3) Defendant's performance local, state and federal supervision is poor. He has a  
2 history of non-compliance problems, indicating an inability or unwillingness to  
3 be supervised.  
4 (4) Defendant has a history of failures to appear.  
5 (5) There are no conditions or combination of conditions other than detention that  
6 will reasonably assure the appearance of defendant as required or ensure the  
7 safety of the community.

8 IT IS THEREFORE ORDERED:

- 9 (1) Defendant shall be detained and shall be committed to the custody of the  
10 Attorney General for confinement in a correction facility separate, to the extent  
11 practicable, from persons awaiting or serving sentences or being held in custody  
12 pending appeal;  
13 (2) Defendant shall be afforded reasonable opportunity for private consultation with  
14 counsel;  
15 (3) On order of a court of the United States or on request of an attorney for the  
16 government, the person in charge of the corrections facility in which defendant  
17 is confined shall deliver the defendant to a United States Marshal for the  
18 purpose of an appearance in connection with a court proceeding; and  
19 (4) The Clerk shall direct copies of this Order to counsel for the United States, to  
20 counsel for the defendant, to the United States Marshal, and to the United States  
21 Pretrial Services Officer.

22 DATED this 26th day of July, 2013.

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25 JAMES P. DONOHUE  
26 United States Magistrate Judge